

CLERK US DISTRICT COURT
NORTHERN DIST. OF TX
FILEDIN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION

2009 DEC 11 AM 10:33

ADRIAN MAURICE THOMAS,

Petitioner,

v.

RICK THALER,
Director, Texas Dep't of Criminal Justice,
Correctional Institutions Division,

Respondent.

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2:09-CV-0265

DEPUTY CLERK

AC**ORDER ADOPTING REPORT AND RECOMMENDATION
and DISMISSING PETITION FOR A WRIT OF HABEAS CORPUS**

Petitioner has filed with this Court a petition for a federal writ of habeas corpus. On October 30, 2009, the United States Magistrate Judge entered a Report and Recommendation in this cause, recommending therein that the instant habeas application be dismissed for failure to pay the requisite filing fee. The Report and Recommendation was re-sent to petitioner on November 10, 2009, after the Clerk received a change of address notification from petitioner. As of this date, no objections to the Magistrate Judge's Report and Recommendation have been filed of record nor has the filing fee been paid in this cause.

Having made an independent examination of the record in this case, the undersigned United States District Judge is of the opinion the Magistrate Judge's Report and Recommendation should be, and hereby is, ADOPTED. Accordingly, the petition for a writ of habeas corpus is hereby DISMISSED for failure to pay the filing fee.

IT IS SO ORDERED.

ENTERED this 11th day of December 2009.


MARY LOU ROBINSON
UNITED STATES DISTRICT JUDGE